PUBLIC SESSION MINUTES North Carolina State Board of CPA Examiners May 23, 2007 1101 Oberlin Road Raleigh, NC 27605

MEMBERS ATTENDING: Arthur M. Winstead, Jr., CPA, President; Michael C. Jordan, CPA, Vice President; Jordan C. Harris, Jr., Secretary-Treasurer; Norwood G. Clark, Jr., CPA; Tyrone Y. Cox, CPA; Thurman L. Gause; and Leonard W. Jones, CPA

STAFF ATTENDING: Robert N. Brooks, Executive Director; J. Michael Barham, CPA, Deputy Director; Lisa R. Hearne, Manager-Communications; Ann J. Hinkle, Manager-Professional Standards; Buck Winslow, Manager-Licensing; and Noel L. Allen, Legal Counsel.

GUESTS: Sharon Bryson, COO, NCACPA; Jacob J. Cohen, CPA, NASBA Middle Atlantic Regional Director; David L. Hooker, Past President, NCSA.

CALL TO ORDER: President Winstead called the meeting to order at 10:00 a.m.

MINUTES: The minutes of the April 24, 2007, meeting were approved as submitted.

FINANCIAL AND BUDGETARY ITEMS: The April 2007 financial statements were accepted as submitted.

Messrs. Harris and Jordan moved to approve the 2007-2008 budget. Motion passed. (Appendix I)

The Board reviewed the certificates of deposit of funds invested for the Board.

LEGISLATIVE AND RULE-MAKING ITEMS: The Board reviewed the status of House Bill 519 (H519) and Senate Bill 777 (S777) regarding NCGS 93-13.

NATIONAL ORGANIZATION ITEMS: Jacob J. Cohen, CPA, NASBA Middle Atlantic Regional Director, presented a report on recent NASBA activities.

Messrs. Jordan and Winstead moved to approve letters of recommendation for Ellis M. Dunkum, CPA, of Virginia, and Jacob J. Cohen, CPA, of Maryland, for Director-at-Large positions with the NASBA Board of Directors, and Donald H. Burkett, CPA, of South Carolina, for Middle Atlantic Regional Director position with the NASBA Board of Directors. Motion passed.

The Executive Staff reported on the 06Q3 and 06Q2 North Carolina Uniform CPA Examination candidates whose Exams were re-scored due to the "cut and paste" issue. The Executive Staff also reported on the re-score issues for the 06Q4 candidates.

Messrs. Winstead, Jordan, and Jones reported on the AICPA Spring Council meeting held in Washington, DC, on May 20-22, 2007.

Messrs. Harris and Jordan moved to recommend Leonard W. Jones, CPA, for nomination to the AICPA Board of Examiners. Motion passed.

STATE AND ORGANIZATION ITEMS: Sharon Bryson, COO, NCACPA, invited the Board and Executive Staff to attend the NCACPA CPA inauguration on June 25, 2007, in Greensboro.

REPORT OF THE PROFESSIONAL STANDARDS COMMITTEE: Mr. Clark moved and the Board approved the following recommendations of the Committee:

<u>200604-036</u> – Approve a Notice of Hearing for Ralph Q. Summerford and Ralph Q. Summerford, CPA, P.C., for August 20, 2007, at 10:00 a.m. Motion passed. Mr. Clark did not participate in the discussion of this matter nor did Mr. Clark vote on this matter. <u>200609-073</u> – <u>Gustaf C. Lundin & Company LLP</u> – Approve the signed Consent Order. (Appendix II)

<u>200104-020 - Dewanda S. Dalrymple and Dalrymple and Grant, Certified Public Accountants, PLLC</u> - Approve the signed Consent Order. (Appendix III)

REPORT OF THE PROFESSIONAL EDUCATION AND APPLICATIONS COMMITTEE: Mr. Cox moved and the Board approved the following recommendations of the Committee:

Transfer of Grades Applications - The following were approved:

Morgan Lynn Coppo Dong Guo Amy Lauren Homer Loredana Vacarasu

Original Certificate Applications - The following were approved:

William Jeffrey Assell Jr.
Douglas Wayne Baker
James Hansford Bryant III
Stacey L. Byrum
Joseramon Carrasco
Jeffrey Todd Carter
Kenneth McFarland Clark
Morgan Lynn Coppo
Kyle Stephen Daniels
Melanie Nicole Glover
Dong Guo

David L. Heath
Amy Lauren Homer
Matthew Ryan Jackson
Kristin Keri Lee
Audrey E. Luckeydoo
Christopher Clark McCauley
Katie Leigh Myers
Todd Williams Nunn
Alisha Kelsey O'Reilly
Cynthia Burke Pearson
Amy Marie Peters

Jennifer Ann Pittman Paul Joseph Reel Jonathan Willis Stephens Loredana Vacarasu Eunice M. Venson Leo Francis Vasquez Kristi Rose Waters Kristen Selvey Yancey

Reciprocal Certificate Applications - The following were approved:

Jonathan M. Gross Annmarie Reilley Gugle Robin Hunt Julie A. Joy Scott H. Spiegel Walter George Thomason Arthur E. Tilley Susan Michelle Yanka

Temporary Permits - The following temporary permits were approved by the Executive Director and ratified by the Board:

Nancy Mac Brown T4175 T. Peter Oke-Bello T4243 Carolyn Rosa Ryals T4244 Jagruti Patel T4245 Michael P. Richard T4246 Sameh George Francis T4247 Samuel Anthony Maclin T4248

Reinstatements - The following were approved:

Jennifer Alcon Blevins #21953 Robert Philip Flanigan #14048 Jacqueline Mayer Hollingsworth #19162 Yueh-Mei (Meg) Lu #29094 Cynthia Carol Nicholson #30198 Scott John Stevenson #18459 Douglas W. Thomas #23106

Reissuance of New Certificate - An application for reissuance of new certificate submitted by Lisa Page Buff (# 19979) was approved.

Reissuance of New Certificate - Applications for reissuance of new certificate and consent agreement submitted by the following were approved:

Yvonne Leigh Hinson #20851 Lacey Cory Satterfield #22102

Firm Registrations - The following professional corporations were approved by the Executive Director and ratified by the Board:

Elmer C. Brown, CPA, PC Russell S. Lawrence, CPA, PC Neumann & Stair, CPAs,PA Oz Queen CPA, PA **Reclassifications -** The Committee approved the following requests for retired status because the individuals are completely retired and do not receive any earned compensation for current personal services in any job whatsoever:

John Albert Bush Jr. #13874 Kirby Roger Willis #12024

Extension Requests - The Committee disapproved Billy G. Barnard (#16987) for extension for completion of CPE.

Firm Renewal and Peer Review Matters - The firms listed below submitted a renewal or termination notice more than 60 days but less than 120 days after the deadline. Staff recommended referral to the Professional Standards Committee. The Committee approved staff recommendation:

Robert Bracy CPA #12112 Jocelyn Merone CPA #31801

The firms listed below submitted a renewal notice more than 120 days after the deadline. Staff recommended referral to the Professional Standards Committee. The Committee approved staff recommendation:

Mark L. Carter CPA #21314 Nesha Pai Singer CPA #24085 OlandTaylor CPAs Amy Karen Oland #30763 Lisa Taylor #30703

The firms listed below have not submitted a renewal or termination notice more than 120 days after the deadline. Staff recommended referral to the Professional Standards Committee. The Committee approved staff recommendation:

Avery Neaves CPA P.A.
William Avery Neaves #7117
BELLENFANT & MILES P.C.
Bobby Frank Bellenfant CPA #N218
(inactive)
Edgar T. Batson CPA #14282

FITE STABLER & FURRH P.C.

Jeffrey C. Stabler CPA # N398

Julia A. Passmore CPA #20133

Spencer Andrew Thompson CPA #7989

TRAMMELL & COAN PA

Michael David Trammell CPA #22367

Examinations - The Committee reviewed and approved the following staff-approved applicants to sit for the Uniform CPA Examination:

Mohamed Younus Ahmed Sahirah Al-Uqdah Julianna Allen William Allison LaShonda Alston Bruce Andrews Alexander Arndt Jennifer Austin Stephanie Bacik Adam Barth Mark Batchek Amy Batchelor Melissa Beasley

Melissa Beasley Blake Bennett Daniel Bock

Heather Boring Amy Boswell Corrine Bowers

Jennifer Brady Lien Buchanan Craig Bullins Allen Bynum

Jason Byrd Tiffany Byrd Sarah Cain

Daniela Cammarota

Kelly Cannefax Melanie Caprara

Rita Carroll

Kristen Chamberlain Melissa Cipriano

Dora Clay
Brett Cohen
Colleen Colgan
Jesse Crawford
Dino Crnalic

Elizabeth Cunningham

James D'Alton
Calvin Dalrymple
Cedric Davis
Meredith Davis

Robert Davis

Patrick Decareaux

Brian Dermott Michelle Dias Jessica Dill

Jennifer Dintsch Neslihan Dogan John Donaldson William Dooley

Paulette Doroshenko

Tracy Downing

Rachelle Drummond

Kathryn Duncan Amanda Edwards

Delos Elder

Alaeldin Elgaali

Amanda Evans

Kellie Fisher

Lynn Fitch

Matthew Fort

Stephen Foster

Sarah Frei

Brian Gantt

Daniel Gardner

Jason Gettenberg

Matthew Gilbert

Devin Gilreath

Katherine Grant

Brandon Green

John Haddock

Angela Harris

George Harris

Jennifer Harris

Nathanael Harrison

Bradley Hauss

Travis Hedgepeth

Stuart Heffner

Katharine Hendrick

Marissa Hinesley

Michael Hughes

Kate Hwang

Kia Ikpe

Sherry Inman

John Ipock

Anna Johansson Steele

Chrystal Jones

Timothy Joseph

Sarah Khanani

Patrick Kinley

Jerome Kline

Julie Lackey

Nichole Lapointe

Yvette Lardo

Erin LaVoie Paul Lawler Sarah Laws Donald Lawson **Tennifer Lawson** Alex Lehmann John Lengyel Michael Leon Amanda Leong Jenny Lewis **Iorushia** Little Jiajia Liu Jie Liu

Teish Martin Heather McCormack

Sarah McMillan Renee McNutt Melissa Mikita Deidra Miller Justin Miller

Xiaoran Lu

Susan Lynn

Kaila Mitchelle Eric Modrak

Lindsey Miller

Sean Moran

Daniel Morreale

Johanna Morrison Ryan Myers Melissa Neely Andre Newman Angela Noblitt Parker O'Daniel Joseph O'Neil Amanda Oakes

Olga Oganesov Harvey Ogden Osasere Ohuoba Kendall Overcash

Krystal Parker Rebecca Parks Mital Patel

David Patterson

Amanda Patty Quynh Pham Matthew Pietras Melissa Powell Meghan Pratt

Ashley Prendergast Michele Primeau

Paige Prusia Celia Pyle Mark Reece Anson Reilly

Omar Robles Maldonado

Latoshia Rouse Christopher Safadi Charles Safley William Sagar Walker Saik James Sandy Alison Scalvini Samuel Schafer Susan Scharke Steven Sherck Migdalia Silva

Eva Simpson Ioannis Sitaras Novlette Slade Dawn Snyder Kenneth Spayd Amanda Spittel **David Stewart** Joseph Stewart Anna Stocker **James Stubbs** Pieter Swanepoel Emily Taylor Zachary Taylor **Jenny Thomas** Amy Thompson

Megan Turlington Christopher Vogel

Yaqi Wang

Kimberly Washington

Randy Werzyn

Benjamin Whited Sean Wilbur Raymond Wiley Shannon Willert Brianne Williams Candice Williams Michelle Wilson Carole Wilson Pesta
Lance Wingler
Jack Yancey
Qingying Zha
Jing Zhou
Yiping Zhu

PUBLIC HEARING: President Winstead moved to convene the Public Hearing scheduled to hear Case No. C2007511, James M. Best, III. Mr. Best and Mr. Brooks were sworn and presented testimony. Messrs. Cox and Clark moved to enter Closed Session to discuss this matter. The Board re-entered the Public Hearing and Messrs. Jones and Harris moved to approve a Board Order approving Mr. Best's application for modification of discipline as submitted. Motion passed with four (4) affirmative votes and three (3) negative votes of Messrs. Clark, Jordan, and Winstead. The entire Public Hearing is a matter of public record. (Appendix IV)

EXECUTIVE STAFF AND LEGAL COUNSEL REPORT: The Board reviewed a request from Bob Weston of Elon University to change the Board's policy on the sale of mailing lists and labels. The Board chose not to revise the current policy.

Messrs. Cox and Clark moved to approve that the Executive Staff be given the authority to make any changes in building security. Motion passed.

ADJOURNMENT: Messrs. Harris and Jones moved to adjourn the meeting at 3:10 p.m. Motion passed.

Respectfully submitted:

Attested to by:

Robert N. Brooks Executive Director Arthur M. Winstead, Jr., CPA

President

NORTH CAROLINA STATE BOARD OF CPA EXAMINERS

Appendix I

2007-2008 OPERATING BUDGET

	2006-07 FISCAL YEAR <u>BUDGET</u>	2006-07 ESTIMATED ACTUAL	2007-08 APPROVED BUDGET	REF.
REVENUES	2,009,309	2,097,864	2,172,544	Α
EXPENSES				
PERSONNEL	903,586	887,840	925,892	В
BOARD & LEGAL	265,385	297,668	257,756	С
OFFICE	251,674	254,292	263,331	D
EXAMINATION	538,188	673,296	681,865	Ε
SCHOLARSHIP	10,000	8,000	10,000	
BUILDING	41,618	31,443	33,700	F
TOTAL	2,010,451	2,152,539	2,172,544	

2007-2008 CAPITAL BUDGET

	2006-07 FISCAL YEAR BUDGET	2006-07 ESTIMATEDACTUAL	2007-08 APPROVED BUDGET
HARDWARE	0		
£ WARE	46,749	39,844	20,000
OTHER FIXED ASSETS	20,000	28,098	20,000
TOTAL	66,749 *	67,942	40,000 *
TOTAL APPROVED BUDGET	2.077.200	2,220,481	2,212,544

^{*} Proposed Funding From Undesignated Net Assets

-	2006-07	2006-07	2007-08
	FISCAL YEAR	ESTIMATED	APPROVED
	BUDGET	_ACTUAL_	BUDGET
EVANIATION EEEO			
EXAMINATION FEES	100.070	405.040	400.00
INITIAL ADMIN FEES	199,870	185,840	186,000
RE-EXAM ADMIN FEES	91,950	101,100	101,000
EXAM FEES REVENUE	552,895	704,689	705,000
	844,715	991,629	992,000
EXAM REVIEW FEES	2,000	1,950	2,000
EQUIVALENCY EXAM FEES	0	0	0
GRADE TRANSFER FEES	300	0	300
· · ·	2,300	1,950	2,300
CERTIFICATE FEES			
INITIAL	45,000 (600)	31,875	70 000 (700 (100)
RECIPROCAL	40,000 (300/350)	31,875 41,225	70,000 (700/100)
RENEWALS	•		75,000 (500/500)
REINSTATEMENTS	880,000 (17,250/350))	833,900	850,000 (17000)
NEMSTATEMENTS	3,750 ((50))	9,025	<u>500</u> (50/100)
	968,750	916,025	995,500
FIRM REGISTRATIONS			
PARTNERSHIPS	33,000	33,220	33,000
PC INITIAL	7,000	6,200	6,200
PC RENEWAL	27,500	29,385	30,000
	67,500	68,805	69,200
	07,000	00,003	03,200
RF" "TAL INCOME	36,544	36,544	36,544
(36,544	36,544	36,544
MAILING LABELS/LISTS	12,500	4,289	0
INTEREST	75,000	76,864	75,000
OTHER	2,000	1,758	2,000
	89,500	82,911	77,000
		 	
	2,009,309	2,097,864	2,172,544
	· - · -		·

2007-2008 PERSONNEL EXPENSE

1	2006-07 FISCAL YEAR BUDGET	2006-07 ESTIMATED ACTUAL	2007-08 APPROVED BUDGET
FULL TIME STAFF	641,525	640,938	678,871
PART TIME STAFF	12,480	11,711	13,000
TAXES - FICA	50,031	48,424	52,928
RETIREMENT - CONTRIBUTIONS	38,492	38,456	40,732
RETIREMENT - NCLB ADMIN FEE	500	480	500
INSURANCE - HEALTH	121,938	115,992	104,820
STAFF CPE	4,300	3,054	4,300
STAFF TRAVEL	32,820	27,687	29,241
MISCELLANEOUS	1,500	1,098	1,500
	903,586	887,840	925,892

2007-2008 STAFF TRAVEL EXPENSE

	MTGS.	STAFF	DAYS	BATE	
NASBA MEETINGS	•		•		
ANNUAL	1	2	5	1000/595/266/50	6,350
REGIONAL	1	2	3	595/206/50	2,726
ADMINISTRATORS/CPE	1	7	4	400/595/225/50	14,665
OTHER MEETINGS		•			
PROFESSIONAL					2,000
BOARD VEHICLE					3,500
	TOTAL MEET	ING EXPENSE	E - B		29,241

2007-2008 BOARD & LEGAL EXPENSE

	2006-07 FISCAL YEAR BUDGET	2006-07 ESTIMATED ACTUAL	2007-08 APPROVED BUDGET	REF.
BOARD TRAVEL	70,535	5 3,975	71,406	C1
PER DIEM	34,600	26,000	33,100	
CLERICAL REIMBURSEMENT	1,750 106,885	1,000 80,975	1,750 106,256	
LEGAL COUNSEL FEES - ADMIN	24,000	22,546	22,000	
LEGAL COUNSEL FEES - PROF. STANDAR	RI 110,000	132,351	120,000	
LEGAL COUNSEL FEES - LITIGATION	25,000	56,560	10,000	
INVESTIGATION COST	4,000	5,305	4,000	
COURT REPORTER FEES/LEGAL ADVERT	Γ! 3,000	2,141	3,000	
REIMBURSEMENTS	(7,500) 158,500	<u>(2,210)</u> 216,693	(7.500) 151,500	
(265,385	297,668	257,756	

33,100

2007-2008 BOARD TRAVEL EXPENSE

<u>-</u>	NO.	BOARD	DAVO	DATE	ALCOUNT
REGULAR BOARD MEETINGS	MTGS.	<u>MEMBERS</u>	<u>DAYS</u>	BATE	AMOUNT
TEL	12	4	1	110	5,280
MEALS	12	4	1	40	1,920
TRAVEL	12	7		110	9,240
IFAVEL	12	•		TIO	16,440
NASBA ANNUAL MEETING					10,440
HOTEL		7	5	266	9,310
MEALS		7	5	50	1,750
TRAVEL		7	3	1,000	7,000
REGISTRATION		7		595	4,165
rado Hariore		,		333	22,225
NASBA REGIONAL MEETING					
HOTEL		7	3	206	4,326
MEALS		7	3	50	1,050
TRAVEL		7	ŭ	250	1,750
REGISTRATION		7		595	4,165
1.Edio 17 1/1/10/1		•		000	11,291
NASBA/AICPA COMMITTEE MEI	TINGS				11,201
HOTEL	12	1	3	200	7,200
MEALS	12	1	3	50	1,800
TRAVEL	12	1	ŭ	400	4,800
11644	14-	•		400	13,800
AICPA COUNCIL MEETINGS					,
HOTEL	2	3	2.5	300	4,500
MEALS	2	3	2.5	50	750
TRAVEL	2	3		400	2,400
	_	_	•	, , , , , ,	7,650
(
					71,406
·					
		2007-200	8 PER DIEM E	XPENSE	, ,
		PER	BOARD		
		DIEM	MEMBERS	<u>DAYS</u>	AMOUNT
DEC(1) 45 MEETINGS (48)		400	_		10.000
REGULAR MEETINGS (12)		100	7	2	16,800
PROFESCIONAL MEETINGS		100	7	e	4,200
PROFESSIONAL MEETINGS		100	,	6	4,200
NASBA					
		100	7	6	4,200
ANNUAL MEETING		100	7 7	6	
REGIONAL		100	,	4	2,800
COMMITTEE		100		8	800
AICPA .					
COUNCIL		100	3	5	1,500
COMMITTEE		100	3 1	28	2,800
		100	•	20	

TOTAL MEETINGS - C

	2006-07 FISCAL YEAR BUDGET	2006-07 ESTIMATED ACTUAL	2007-08 APPROVED BUDGET	
C. FICE DECORATIONS	500	22	500	
EQUIPMENT RENT	1,000	270	324	
PRINTING	42,000	37,857	40,000	
POSTAGE	85,000	84,502	89,000	
SUPPLIES	12,000	12,429	12,000	
TELEPHONE	8,000	7,413	8,000	
INTERNET & WEBSITE	22,870	26,135	24,400	
SUBSCRIPTIONS	4,500	2,324	3,500	
REPAIRS & MAINTENANCE	5,000	2,133	4,000	
CLIPPING SERVICE	3,000	3,239	3,500	
COMPUTER PROGRAM ASSISTANCE	17,384	19,617	5,000	
SOFTWARE MAINTENANCE	o	0	10,000	
COMPUTER SOFTWARE	0	420	1,000	
D j	7,090	7,245	7,500	
INSURANCE	9,930	9,190	10,000	
MISCELLANEOUS	1,000	569	1,000	
AUDIT FEES	7,000	5,630	7,000	
CREDIT CARD FEES	22,500	33,814	34,607	
BANKING FEES	1,500	53	500	
CONSULTING SERVICE	0	0	0	
PAYROLL SERVICE	1,400	1,430	1,500	
	251,674	254,292	263,331	
	2007-2008 EXAMIN	ATION EXPENSE		Ε
	2006-07 FISCAL YEAR BUDGET	2006-07 ESTIMATED ACTUAL	2007-08 APPROVED BUDGET	
EXAM SITTING & GRADING E) POSTAGE EXAM SUPPLIES EXAM PRINTING EXAM COUPON	499,523 1,200 1,000 1,500 34,965	653,536 1,000 176 0 18,585	645,000 1,200 200 500 34,965	
	538,188	673,297	681,865	

2007-2008 BUILDING EXPENSE

	2006-07 FISCAL YEAR <u>BUDGET</u>	2006-07 ESTIMATED ACTUAL	2007-08 APPROVED BUDGET
BUILDING MAINTENANCE	5,000	2,573	1,000
ELECTRICITY	11,000	11,698	12,000
GROUNDS MAINTENANCE	2,200	1,214	1,200
HEAT & AIR MAINTENANCE	2,800	2,195	2,800
IMPROVEMENTS	8,000	2,071	4,000
INSURANCE	2,183	2,323	2,500
JANITORIAL MAINTENANCE	7,000	7,124	7,500
TRASH COLLECTION	835	21	100
WATER & SEWER	1,000	850	1,000
SECURITY	1,400	1,374	1,400
PEST CONTROL	200	0	200
	41,618	31,443	33,700

NORTH CAROLINA WAKE COUNTY

BEFORE THE NORTH CAROLINA STATE BOARD OF CERTIFIED PUBLIC ACCOUNTANT EXAMINERS CASE #: 200609-073

IN THE MATTER OF: Gustaf C. Lundin & Company, LLP Respondents

CONSENT ORDER

THIS CAUSE, coming before the Board at its offices at 1101 Oberlin Road, Raleigh, Wake County, North Carolina, with a quorum present. Pursuant to NCGS 150B-41, the Board and Respondent stipulate the following Findings:

- 1. Respondent Gustaf C. Lundin & Company, LLP (hereinafter "Respondent Firm") is a registered certified public accounting partnership in North Carolina.
- 2. During the period from July 1, 2005, through February 28, 2006, Respondent Firm conducted audits and issued reports on the financial statements of Scotland County and the City of Laurinburg for the year ended June 30, 2005.
- 3. An audit working paper review performed by the North Carolina Office of the State Auditor and a review of the financial statements and single audit report performed by the State of North Carolina Department of State Treasurer State and Local Government Finance Division (LGC) disclosed numerous deficiencies and errors in the audit working papers and deficiencies in the financial statements and single audit reports indicating that Respondent Firm failed to comply with Government Auditing Standards and Government Accounting Standards as follows:
 - a. The working papers contained numerous deficiencies in audit documentation that indicate that Respondent Firm failed to obtain sufficient evidence to provide a reasonable basis for the conclusion that was expressed in the audit report and failed to comply with Government Auditing Standard 3.39, Government



Auditing Standard 6.04 a. and b. and Circular A-133 requirements related to the audit of major federal programs.

- S EXAMINED
- b. The financial statements, note disclosures, and supplemental schedules, as submitted to the LGC, were not prepared in accordance with Governmental Accounting and Financial Reporting Principles and contained errors and deficiencies.
- c. The single audit reports and schedules, as submitted to the LGC, were not prepared in accordance with Circular A-133 requirements and contained errors and deficiencies.
- 4. Respondent Firm wishes to resolve this matter by consent and agrees that the Board staff and counsel may discuss this Consent Order with the Board ex parte, whether or not the Board accepts this Consent Order as written. Respondent understands and agrees that this Consent Order is subject to review and approval by the Board and is not effective until approved by the Board at a duly constituted Board Meeting.

BASED upon the foregoing, the Board makes the following Conclusions of Law:

- 1. Respondent is subject to the provisions of Chapter 93 of the North Carolina General Statutes (NCGS) and Title 21, Chapter 8 of the North Carolina Administrative Code (NCAC), including the Rules of Professional Ethics and Conduct promulgated and adopted therein by the Board.
- 2. Respondent's actions as set out above constitute violations of NCGS 93-12 (9) e and 21 NCAC 08N.0103, .0212, .0403, and .0405.

BASED on the foregoing and in lieu of further proceedings under 21 NCAC Chapter 8C, the Board and Respondent agree to the following Order:

- 1. Respondent Firm shall obtain pre-issuance reviews of all working papers of all audits of government units and component units of government units until such time that the Board determines pre-issuance review is no longer necessary. The pre-issuance reviewer shall be approved by the Board prior to performing said reviews. Respondent Firm shall authorize and cause the pre-issuance reviewer to provide the board a copy of each pre-issuance review report upon its issuance.
- 2. Respondent Firm shall reimburse the Board for its administrative costs incurred as a result of monitoring compliance with pre-issuance review requirements.

Consent Order - 3
Gustaf C. Lundin & Company, LLP



CONSENTED TO THIS THE <u>1ST</u> DA	AY OF MAY , 2007.
<u>GUSTAF C. LUN</u> Respondent Firm	DIN & COMPANY, LLP
Charce	Q. Smith
Supervising CPA	A for Respondent Firm
APPROVED BY THE BOARD THIS THE	23rd DAY OF MAY
	LINA STATE BOARD OF CERTIFIED UNTANT EXAMINERS
TO CERTIFED POOL OF THE POOL O	

NORTH CAROLINA WAKE COUNTY

BEFORE THE NORTH CAROLINA STATE BOARD OF CERTIFIED PUBLIC ACCOUNTANT EXAMINERS

CASE #: 200104-020

IN THE MATTER OF:
Dewanda Sullivan Dalrymple, #17790
Dalrymple & Grant, Certified
Public Accountants, PLLC
Respondents

SUPPLEMENTAL CONSENT ORDER

MAY -8 2007

THIS CAUSE, coming before the Board at its offices at 1101 Oberlin Road, Raleigh, Wake County, North Carolina, with a quorum present. Pursuant to NCGS 150B-41, the Board and Respondent stipulate the following Findings:

- 1. Respondent Dewanda Sullivan Dalrymple (hereafter "Respondent Dalrymple") is the holder of North Carolina certificate number 17790 as a Certified Public Accountant.
- 2. Respondent Dalrymple & Grant, Certified Public Accountants, PLLC (hereafter "Respondent firm"), is a licensed certified public accounting firm in North Carolina.
- 3. Respondent Dalrymple and Respondent firm have been subject to a Consent Order which has required pre-issuance review of all attest and assurance services including work papers. Pre-issuance reviews of the review and compilation services performed by Respondents have shown that these services are being performed in accordance with standards.
- 4. Respondents wish to resolve this matter by consent and agree that the Board staff and counsel may discuss this Consent Order with the Board ex parte, whether or not the Board accepts this Consent Order as written. Respondents understand and agree that this Consent Order is subject to review and approval by the Board and is not effective until approved by the Board at a duly constituted Board Meeting.

BASED on the foregoing and in lieu of further proceedings under 21 NCAC Chapter 8C, the Board and Respondents agree to the following:

1. Respondent Dalrymple's request that both she and Respondent firm withdraw for a period of at least five (5) years from the offer, participation in, performance, or review of audit services. After five (5) years, both Respondents may petition the Board for reinstatement of the privilege to offer, participate in, perform, and review audit services. Any request for the reinstatement of said audit privilege would include evidence of the steps taken by Respondents to assure the Board that Respondents would be able to

Consent Order - 2 Dewanda Sullivan Dalrymple Dalrymple & Grant, Certified Public Accountants, PLLC

offer and perform audit services in a competent manner. A condition of said privilege, in the discretion of the Board, may be a requirement that Respondent Dalrymple retake and pass the audit portion of the Uniform CPA Examination or its equivalent.

CONSENTED TO THIS THE	' -
Stewan Alabayan	
Respondent Dalrymple	
Respondent Dalrymple) Alwayse Flant, CPAs, PLLC Respondent firm	
Respondent firm	
APPROVED BY THE BOARD THIS THE 23rd DAY OF MAY	
2007.	
NORTH CAROLINA STATE BOARD OF CERTIFIED	
PUBLIC ACCOUNTANT EXAMINERS	



BY: Lithyyw milead

BOARO MAY - 8 2007 NORTH CAROLINA WAKE COUNTY

BEFORE THE NORTH CAROLINA STATE BOARD OF CERTIFIED PUBLIC ACCOUNTANT EXAMINERS CASE #: C2007511

IN THE MATTER OF: James M. Best, III, #18564 Applicant

BOARD ORDER

THIS CAUSE coming before the Board at its offices at 1101 Oberlin Road, Raleigh, Wake County, North Carolina, at public hearing, with a quorum present, the Board finds, based on the evidence presented at the hearing on May 23, 2007, that:

FINDINGS OF FACT

- 1. The parties have been properly identified.
- 2. The Board has jurisdiction over Applicant and this matter.
- 3. Applicant received at least fifteen (15) days written Notice of Hearing of this Matter by personal service, certified mail, or other approved personal delivery; or otherwise has no objection to the Notice of Hearing.
- 4. Venue is proper and the Noticed Hearing was properly held at 1101 Oberlin Road, Raleigh, Wake County, North Carolina.
- 5. Applicant had no objection to any Board Member's participation in the Hearing of this Matter.
- 6. Applicant was present at the Hearing and was represented by counsel.
- 7. Applicant was the holder of a certificate as a Certified Public Accountant in North Carolina and is therefore subject to the provisions of Chapter 93 of the North Carolina General Statutes (NCGS) and Title 21, Chapter 8 of the North Carolina Administrative Code (NCAC), including the Rules of Professional Ethics and Conduct promulgated and adopted therein by the Board.
- 8. The matter is before the Board upon application by Applicant for modification of discipline pursuant to 21 NCAC 8I .0104.
- 9. On August 25, 1995, the Board office received a sworn complaint from Applicant's employer stating that Applicant had misappropriated company funds to his own use.

- 10. Applicant's misappropriation of company funds was a violation of NCGS 93-12 (9) and 21 NCAC 8N .0203.
- 11. Pursuant to a Consent Order, the Certified Public Accountant certificate issued to Applicant was permanently revoked effective January 22, 1996.
- 12. In support of his request for modification of discipline, Applicant has provided supporting recommendations from four certified public accountants and two members of the general public describing Applicant's rehabilitation efforts.

CONCLUSIONS OF LAW

- 1. The Hearing was duly noticed pursuant to NCGS 150B-38 (b)(c) and 21 NCAC 8C.0103 and conducted with a quorum of Board members and all necessary parties present.
- 2. Since the discipline in this case was determined by consent to permanent revocation, pursuant to 21 NCAC 8I .0104, the burden of establishing a justification for modifying the earlier discipline is upon the applicant.
- 3. Applicant has presented persuasive evidence that he has been completely rehabilitated and that he has support of the aggrieved parties and the community.

BASED ON THE FOREGOING, the Board orders in a vote of 4 to 3 that:

1. The application for modification of discipline as submitted by James M. Best, III, is approved.

This the	23rd	of	May	2007	

NORTH CAROLINA STATE BOARD OF CERTIFIED PUBLIC ACCOUNTANT EXAMINERS



BY: athy winteadf President